

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

<p>In re:</p> <p>BAYOU STEEL BD HOLDINGS, L.L.C., <i>et al.</i>,</p> <p style="text-align: center;">Debtors.</p>	<p>Chapter 7</p> <p>Case No. 19-12153 (KBO)</p> <p>(Jointly Administered)</p>
<p>GEORGE L. MILLER, in his capacity as Chapter 7 Trustee for the jointly administered bankruptcy estates of Bayou Steel BD Holdings, L.L.C., <i>et al.</i>,</p> <p style="text-align: center;">Plaintiff,</p> <p style="text-align: center;">v.</p> <p>BLACK DIAMOND CAPITAL MANAGEMENT, L.L.C.; BDCM OPPORTUNITY FUND IV, L.P.; BLACK DIAMOND COMMERCIAL FINANCE, L.L.C.; SAM FARAHNAK; PHIL RAYGORODETSKY; ROB ARCHAMBAULT; TERRY TAFT; and BOB UNFRIED,</p> <p style="text-align: center;">Defendants.</p>	<p>Adv. Proc. No.: 21-51013 (KBO)</p> <p>Re: Adv. D.I. 1, 25</p>

ORDER DISMISSING COMPLAINT

Upon the *Independent Directors' Motion to Dismiss* (the "Motion"); the Court having reviewed the Motion, the accompanying Opening Brief, and the responses thereto, if any; and the Court having determined that the legal and factual basis set forth in the Motion establish just cause for the relief granted herein; and after due deliberation and sufficient cause appearing therefore,

IT IS HEREBY ORDERED THAT:

1. The Motion is granted.
2. The Complaint (Adv. D.I. 1) is hereby dismissed with prejudice as to the Independent Directors.

Dated: _____, 2021

Wilmington, Delaware

The Honorable Karen B. Owens
United States Bankruptcy Judge